

**FEB 06 2009**

Docket No. 53311-US-CNT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Jeffrey G. Weers *et al.*

Examiner: Kendra D. Carter

Serial No.: 10/751,342

Art Unit: 1617

Confirmation No.: 7605

Filed: December 31, 2003

Title: **AEROSOLIZABLE PHARMACEUTICAL FORMULATION FOR FUNGAL  
INFECTION THERAPY****CERTIFICATE OF FACSIMILE**

I hereby certify that this correspondence is being facsimile  
transmitted to the Commissioner for Patents at fax number (571)  
273-8300 on February 6, 2009.

Signed:

  
April Skovmand**REPLY UNDER 37 CFR §1.111**

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response to the Office Action mailed October 06, 2008, please enter the  
following amendments and remarks. This Response is filed with a petition and fee for a  
one (1) month extension of time.

Claims begin on page 2 of this paper.

Remarks begin on page 10 of this paper.